

**IN THE UNITED STATES DISTRICT COURT**  
**FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>UNITED STATES OF AMERICA</b>	<b>:</b>	<b>Criminal No. 04-_____</b>
<b>v.</b>	<b>:</b>	<b>Date Filed: September 28, 2004</b>
<b>LAURENCE GORMLEY</b>	<b>:</b>	<b>Violations:</b>
	<b>:</b>	<b>18 U.S.C. § 2252(a)(1) (distribution of child pornography - 2 counts)</b>
	<b>:</b>	<b>18 U.S.C. § 2252(a)(4) (possession of child pornography - 1 count)</b>

**INDICTMENT**

**COUNTS ONE AND TWO**

**THE GRAND JURY CHARGES THAT:**

On or about each of the dates listed below (each date constituting a separate count of this Indictment), in Bristol, in the Eastern District of Pennsylvania and elsewhere, defendant

**LAURENCE GORMLEY**

knowingly transported and shipped in interstate commerce from his home in Bristol, Pennsylvania to the Yahoo! newsgroup "Zipping\_Around" in Sunnyvale, California, visual depictions of minors engaging in sexually explicit conduct, and the production of those visual depictions involved the use of minors engaging in sexually explicit conduct.

COUNT	DATE	PROHIBITED IMAGE(S)
ONE	November 23, 2003	<p>Distributed a file called “bb2[1].zip” to the Yahoo! Group. This file contains six images, primarily depicting the insertion of an object into the vagina of a minor female, and the digital manipulation of the vagina of a minor female.</p> <p>Also, distributed a file called “klaaina3[1].zip” to the Yahoo! Group. This file consists of three additional files, containing a total of seventy-five (75) images depicting minor females (some under 10-years old) posed in such a way to display their vaginas in a sexually-explicit manner; or having their vaginas or anus digitally manipulated or penetrated; or engaging in oral sex and/or intercourse with adult males. Some of these images depict these minor females in these positions with their wrists tied together.</p>
TWO	December 11, 2003	<p>Distributed a file called “play[1].zip” to the Yahoo! Group. This file contains twenty-three (23) images depicting two minor females on a couch in various states of undress and/or sexually-explicit poses.</p> <p>Also, distributed a file called “%21%21%2108yrs[1].zip” to the Yahoo! Group. This file consists of forty (40) images, primarily of minor females (some under 10-years old) in sexually-explicit poses and/or performing oral sex on what appear to be adult males.</p>

All in violation of Title 18, United States Code, Section 2252(a)(1).

### **COUNT THREE**

#### **THE GRAND JURY FURTHER CHARGES THAT:**

On or about March 10, 2004, in Bristol, in the Eastern District of Pennsylvania,  
defendant

#### **LAURENCE GORMLEY**

knowingly possessed computer hard drives, compact disks and other matter that contained a visual depiction, that is, approximately thousands of still images and dozens of videos, that had been shipped and transported in interstate and foreign commerce, and the production of these images involved the use of minors engaging in sexually explicit conduct and the visual depictions were of minors engaging in sexually explicit conduct, including one entitled “Baby.rape” that contained a video of a pre-pubescent girl crying while being forcibly vaginally penetrated by an adult male penis.

In violation of Title, 18, United States Code, Section 2252(a)(4).

**NOTICE OF ADDITIONAL FACTORS**

**THE GRAND JURY FURTHER CHARGES THAT:**

1. In committing the offenses charged in this Indictment, defendant

**LAURENCE GORMLEY:**

- a. Distributed material that involved pre-pubescent minors and minors under the age of twelve years, as referenced in U.S.S.G. § 2G2.2(b)(1).
- b. Distributed material for the receipt and expectation of receipt of a thing of value, but not for pecuniary gain, as referenced in U.S.S.G. § 2G2.2(b)(2)(B).
- c. Distributed material that portrays sadistic and masochistic conduct and other depictions of violence, as referenced in U.S.S.G. § 2G2.2(b)(3).
- d. Used a computer for the transmission of the material, as referenced in U.S.S.G. § 2G2.2(b)(5).
- e. Distributed at least 10 images, but fewer than 150, as referenced in U.S.S.G. § 2G2.2(b)(6)(A).
- f. Possessed images that involved pre-pubescent minors and minors under the age of twelve years, as referenced in U.S.S.G. § 2G2.4(b)(1).
- g. Possessed material resulting from defendant's use of a computer, as referenced in U.S.S.G. § 2G2.4(b)(3).
- h. Possessed material involving sadistic and masochistic conduct and other depictions of violence, as referenced in U.S.S.G. § 2G2.4(b)(4).
- i. Possessed more than 600 images, as referenced in U.S.S.G.

§ 2G2.4(b)(5)(D).

**NOTICE OF FORFEITURE**

**THE GRAND JURY FURTHER CHARGES THAT:**

1. As a result of the violations of Title 18, United States Code, Sections 2252(a)(1) and 2252(a)(4), set forth above, the defendant

\_\_\_\_\_ **LAURENCE GORMLEY**

shall forfeit to the United States of America the following:

- a. Any visual depiction described in 18 U.S.C. § 2252, or any book, magazine, periodical, film, videotape, compact disk, computer, hard drive, or other matter which contains any such visual depiction, which was produced, transported, mailed, shipped, or received in violation of 18 U.S.C. § 2252;
- b. Any property, real or personal, constituting or traceable to gross profits or other proceeds obtained from such an offense; and
- c. Any property, real or personal, used or intended to be used to commit or to promote the commission of such offense, including but not limited to:

- computer (serial no. 1H05005511);
- Fujitsu laptop computer (Md C340 Lifebook);
- Chieftec computer;
- Seagate hard drive (3.25 GB) (serial no. XTP18498);
- Seagate hard drive (serial no. DX633267);
- HP Pavilion computer (serial no. US14453105);
- Sandisk Cruzer Card Reader with 32 MB media card
- Que Drive 40 GB external hard drive (serial no.

- WMAAT1822266); and
- Systemax computer Ascent Model.

2. If any of the property subject to forfeiture, as a result of any act or omission of the defendant:

- cannot be located upon the exercise of due diligence;
- has been transferred or sold to, or deposited with, a third party;
- has been placed beyond the jurisdiction of the court;
- has been substantially diminished in value; or
- has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States, pursuant to Title 18, United States Code, Section 2253(o), to seek forfeiture of any other property of the defendant up to the value of the property subject to forfeiture.

All pursuant to Title 18, United States Code, Section 2253.

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\_\_\_\_\_ **A TRUE BILL:**

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\_\_\_\_\_ **GRAND JURY FOREPERSON**

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**PATRICK L. MEEHAN**  
**UNITED STATES ATTORNEY**\_\_\_\_\_